

PATENT

Docket No.: A-71428/DJB/MAK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re application of:

Donald JAFFREY, et al.

Serial No.: 10/089,377

Filing Date: 28 March 2002

For: *Fuel Cell Assembly*

Examiner: Not Yet Known

Group Art Unit: Not Yet Known

CERTIFICATE OF MAILING

I hereby certify that this correspondence and its listed enclosures is being deposited with the United States Postal Service as First Class Mail addressed to Mail Stop Petition Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450 on

JANUARY 8, 2004

Signed

Maria Ciganovich

TRANSMITTAL OF MISSING REQUIREMENTS

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA  
22313-1450

Sir:

This transmittal is in response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed 29 May 2002.

Applicants submit the following items:

1. This Transmittal of Missing Requirements.

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JAN 14 2004

**OFFICE OF PETITIONS**

2. A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) as referenced hereinabove.
3. Declaration for Patent Application.

The Commissioner is hereby authorized to charge any additional fees that may be required, including extension fees, or credit any overpayment to Deposit Account No. 50-2319 (our Order No. 461124-00027 [A-71428]).

Respectfully submitted,

DORSEY & WHITNEY LLP

By: 

Jennifer M. Lane, Patent Agent

Reg. No. 51,916

for David J. Brezner, Reg. No. 24,774

Filed under 37 C.F.R. § 1.34(a)

Four Embarcadero Center - Suite 3400

San Francisco, California 94111-4187

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Facsimile: (415) 398-3249

SF-1127090



# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application No.	10/089,377
Filing Date	INT'L FILING DATE: 28 SEPT 2000
First Named Inventor	Jaffrey
Examiner Name	Not yet assigned
Group Art Unit	Not yet assigned
Attorney Docket No.	A-71428/DJB/JML

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input checked="" type="checkbox"/> Petition FOR REVIVAL OF UNINTENTIONALLY ABANDONED APPLICATION	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	■CHECK # 300931 (\$1,330)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	■RETURN POSTCARD
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, No. of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

JAN 14 2004

Firm or Individual name	Jennifer M. Lane, Patent Agent, Reg. No. 51,916 for David J. Brezner, Reg. No. 24,774 DORSEY & WHITNEY LLP 4 Embarcadero Center, Suite 3400 San Francisco, CA 94111 Telephone : 415 781 1989	OFFICE OF PETITIONS Customer Number 32940
Signature		
Date		

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JANUARY 8, 2004

Typed or printed name Maria Ciganovich

Signature



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(to be used for all correspondence after initial filing)

Application No.	10/089,377
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<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jennifer M. Lane, Patent Agent, Reg. No. 51,916 for David J. Brezner, Reg. No. 24,774 DORSEY & WHITNEY LLP 4 Embarcadero Center, Suite 3400 San Francisco, CA 94111 Telephone : 415 781 1989	Customer Number 32940
Signature		
Date		

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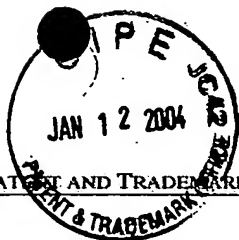
JANUARY 8, 2004

Typed or printed name Maria Ciganovich

Signature



UNITED STATES PATENT AND TRADEMARK OFFICE



Commissioner for Patents, Box PCT  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/089,377	Donald Jaffrey	A-71428/DJB/MAK

INTERNATIONAL APPLICATION NO.

PCT/AU00/01187

I.A. FILING DATE

PRIORITY DATE

09/28/2000

09/29/1999

Michael A Kaufman  
 Flehr Hohbach Test Albritton & Herbert  
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 Suite 3400  
 San Francisco, CA 94111-4187

CONFIRMATION NO. 2386

371 FORMALITIES LETTER



\*OC000000008166385\*

Date Mailed: 05/29/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Request for Immediate Examination

File A-71428 Atty DJB/MAKDue Date 7/29/2002Type Missing Parts Refs —

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHRISTINE S WASHINGTON

Telephone: (703) 305-3752

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/089,377	PCT/AU00/01187	A-71428/DJB/MAK

FORM PCT/DO/EO/905 (371 Formalities Notice)

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